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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 10/062,178

Filing Date: January 31, 2002

For: AUTOMATIC SURGICAL DEVICE AND CONTROL ASSEMBLY FOR
CUTTING A CORNEA

Group Art Unit 3731

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May 22, 2003

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The Applicant specifically directs the Examiner's attention to Other Document Numbers 34 and 35, which comprise the civil dockets for two separate actions in the United States District Courts alleging infringement of one or more of the U.S. patents upon which the present application claims priority. In addition, the Applicant notes that a majority of the documents cited herein result from formal discovery in one or both of these actions and, in an abundance of caution, they are provided herein for the Examiner's consideration. Further, the Applicant submits the civil dockets for each the aforementioned actions to allow the Examiner the opportunity to evaluate the need to request further materials related to either action, which the Applicant will promptly provide upon request.

The Examiner is respectfully requested to return a copy of an initialled PTO-1449 (Modified) evidencing consideration of this information with the next Office Action.

Respectfully submitted,

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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TECHNOLOGY CENTER R3700

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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PTO-1449 (Modified)	ATTORNEY DOCKET NO. 1.096.01	SERIAL NUMBER 10/062,178
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	APPLICANT Johann F. Hellenkamp	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	FILING DATE January 31, 2002	GROUP ART UNIT 3731

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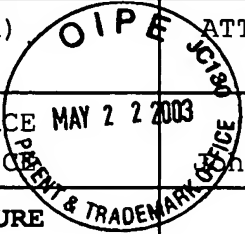
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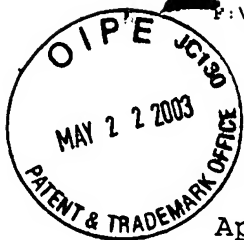
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Johann F. Hellenkamp
Serial No.: 10/062,178
Filing Date: January 31, 2002
For: IMPROVED AUTOMATIC SURGICAL DEVICE AND CONTROL
ASSEMBLY FOR CUTTING A CORNEA

2800 S.W. Third Avenue
Historic Coral Way
Miami, Florida 33129
May 22, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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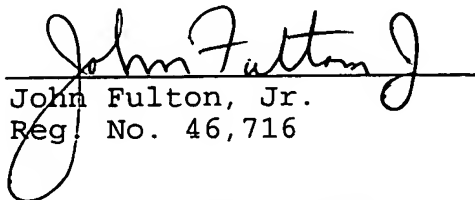
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Respectfully submitted,

MALLOY & MALLOY, P.A.
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By:


John Fulton, Jr.
Reg. No. 46,716

Date: 5-22-03